

G. R. S. IX-5]

Previous references.

File No. 5224

1921.

Serial Nos. 1-2

Courts)

Later references.

CS 26-23-142

166-24(1-3)

66-68-301-4

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 200.

Part B for

October 1921

SUBJECT.

Pay of Mr. A. Viswanathu Mudaliar, Special Second Grade Magistrate of Bangalore, during his acting period.

82)

20

The Comptroller to Govt.

The Registrar, Chief Court

The D. in Bangalore

The St. Magistrates of other Ds.

No. J. 1431-40 of 6. 3. 21

Fixes the maximum pay of Special Magistrates at Rs. 150/- as in the case of Mansiffs.

6/10/21

1921-21

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 52.21

FILE HEADING.

Pay of Mr. A. Viswanatha Mudaliar, ^{Special} Second grade Magistrate of Bangalore during his acting period.

From The Sd. Magistrate Bangalore

No. 167

Dated 29.7.1921

Received 30.7.1921

Diary No. 414

Enclos. /

Spare Copies.

Serial No. /

BRIEF ABSTRACT OF LETTER.

Forward a copy of letter of 22.7.1921 received from Mr. A. Viswanatha Mudaliar, Special Second grade Magistrate, Bangalore bringing to notice that the Commission has paid him only an acting allowance of Rs 30/- with his substantive pay instead of Rs 150/- and request separate orders in the matter.

NOTES AND ORDERS.

D

Kind reference is invited to G.O. no 333-44 / CB 161-19-49 1-9-1920, directing that officers in full employment appointed as Second grade Magistrates substantively or temporarily will draw Rs 150/- (on probation) and thereafter 200-50/-^{3/4}. Mr. Viswanatha Mudaliar has been appointed in the

Serial
No.A
(inserted)

leave vacancy of Mr. C. H. Thomson. So this has to be treated as Acting period. The order no 2410/EB 268-20-2 of 17.6.1921 itself says "Mr. A. Viswanatha Mudaliar, Prosecuting Inspector, is appointed to act as II grade Magistrate. Hence the acting period cannot be treated as period on probation. If it has to be treated as acting period, Mr. Mudaliar will get only an acting allowance. The order of the 3rd September 1920, is not clear on the point submitted for orders.

22/9/21 2) It is stated ^{in order of Sep 15/20} that persons appointed "substantially" or "temporarily" will be given "Rs 150 (during probation)". The appointment though declared acting is to be considered as "temporary on probation" entitling the incumbent to draw Rs 150/- which ~~may be~~ seems to be the minimum intended to be given to persons filling up the appointment. If this is not the meaning it has to be made clear, that these persons will draw a minimum of Rs 150 per m.

18/4/21

3) It seems desirable to

Serial
No.

interpret the order in a liberal spirit. The responsibility of the Mayor is the same, whether he is acting on or probation, and it comes to be necessary that 2nd 9. mayors should be given the minimum pay on the analogy of the rule regarding Municipalities.

Russell

~~to Member~~

Financial opinion may also be taken

by
4.8.21.

In favour of remarks

To M.
4/8

Int. Secy

This part is reasonable and might

be pointed -

The wording in para 2 (b), 7 609

3rd Sept. 20, follows that in

rule-67: (iv). M. S. R.

The rule 4 Municipalities should

apply to 2nd grade May : at well

Flour,

Agree 370
m/s

10.8.21

15/10/21

Int. Secy

FINANCIAL SECRETARIAT
320-24
5 AUG 1921

of

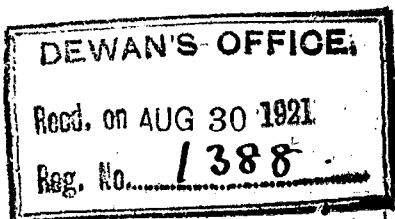
440
6/8

General and Revenue
Secretariat.

Ch File No. 52 of 1921

Serial
No.and 4-609
20/8/21Maree put up 10/6/21 at m.
D. m.
20/8

Submitted under draft

24/8/21 20/8
R. S. S.D. m.
23/81464
24-8-212nd member
(Dewan)10/6/21
20/810/6/21
24-8-21
D. m.
24/810/6/21
31-8-21

10/6/21

10/6/21
31-8-21

2 To the Commissioner

The New Civil Court

The District Magistrate of Bangalore

The District Magistrate of other Districts

No. 1431-40 of 6-9-1921

Direct that the Special

Magistrates should be given a

minimum pay of Rs 150/- per mensem

as in the case of Munsiffs.

Sub B!

1st printed copies
are secured
20/8/21B
3/10/21

3402

DIARY No 6.14

Office of the District Magistrate,

Bangalore District,

Dated Bangalore, the 27th July 1921.

From

M. A. Narayana Iyengar, Esq., B.A., B.L.,

District Magistrate,

Bangalore District.

REV. SECT.
JUL 1921

To

K. Matthan, Esq., B.A.,

Chief Secretary to the Government of

His Highness the Maharaja of Mysore,

Bangalore.

Sir,

In forwarding herewith a copy of letter dated the 22nd July 1921, received from Mr. A. Viswanatha Mudaliar, Special Second Class Magistrate, Bangalore, bringing to notice that the Comptroller first authorised him to draw a salary of Rs.150/- a month when he was appointed as acting - Special Magistrate, Hunsur, and subsequently he was allowed to draw - Rs.130/- a month giving him an acting allowance of Rs.30/- in addition to his substantive pay, having shortdrawn the amount drawn in excess by him, that the posts of a Munsiff and a Magistrate are said to be, of the same status and that the Munsiff draws a salary of Rs.150/- a month and requesting to move the Government in the matter, I have the honor to - request that you will kindly obtain the definite orders of the Government on his representation.

I have the honor to be,

Sir,

Your most obedient servant,

M. A. Narayana Iyengar

District Magistrate,
Bangalore District.

25

Encl to st

Letter dated the 22nd July 1921 from the Special Second Class Magistrate, Bangalore, to the District Magistrate, Bangalore District.

When Government appointed me to act as a Special Magistrate, - Government did not fix my pay during the acting period and when I was first sent to Hunsur, the Comptroller sent me a memo authorising me to draw a salary of Rs.150/- per month, which I accordingly did. But now the Comptroller has allowed me Rs.130/- a month giving me an acting allowance of Rs.30/- in addition to my substantive pay, and consequently shortdrawn the amount drawn in excess by me for the month of April.

The posts of a Magistrate and a Munsiff are said to be of the same status and interchangeable and the duties of both are very taxing and in the case of a Munsiff Government have notified that he is entitled to draw a minimum salary of Rs.150/- a month. I would therefore request you to kindly move the Government in this matter and obtain definite orders.

" C o p y "

M. A. Narayana Rao

District Magistrate,
Bangalore District.

SUBJECT.....

Diary No. of letter replied to..... 446

Section *Ch*

File No. 524

Serial No. 2

General and Revenue Secretariat

Proceedings of the Government of
His Highness the Maharaja of Mysore.

the

191

Date of issue.....

6/9/21

Signed by.....

M. B. S.

Read-

S.O. no 333-447 CB 761-19-4
 23rd September 1920 directing
 that officers in Govt employ and
 Members of the Bar appointed as
 Second Grade Magistrates substantive
 or temporarily will draw Rs 150/-
 (during probation).

May this be

- i Printed ? ✓
- ii treated as a standing order ? ✓
- iii published in the Gazette,
English Part ?
- iv translated ?
- v placed at the disposal of the press ?
- vi published in the Gazette
Kannada Part ?

Order Thereon - No

1431-40
 A ~~the question~~ has been raised as to
 whether there has been a doubt whether

the persons who have been posted as
 Acting Special Magistrates are
 to be treated as temporary on
 probation which would entitle them to

(14)
 3/9

be ~~for~~ in minimum pay of
 Rs 150/- instead of their
 usual ^{pay} as an acting allowance
 of Rs 30/- . Govt are of opinion
 that tho' the appointment is
 declared acting, it should be
 considered as 'temporary' on
 probation. The responsibility
 of the magistrate is the same whether
 he is acting or on probation, and
 as in the case of magistrates,
 these special magistrates
 should be given a minimum
 pay of Rs 150/- b.m.

The cases which ^{are} ~~have been~~
 pending shall be decided
 accordingly.

W. B. D. 18.21
24.8.21
 New Secy

W. B. D.
 List of enclosures.

20
 The Controller of P.W.
 as per the letter dated 19.7.21 with a B.L.
 of the Magistrate B.L. with reference to his letter no JE 167 of 19.7.21
 of the Magistrate of the District

Copied by
 Examined by

S. C

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. J. 1431-40—Cts. 52-21-2, dated 6th September 1921.

Minimum Pay of Special Magistrates.

Fixes the — at Rs. 150 as in the case of Munsiffs

READ—

Government Order No. 333-44—C. B. 161-19-4, dated 3rd September 1920, directing that officers in Government employ and Members of the Bar appointed as Second Grade Magistrates substantively or temporarily, will draw Rs. 150 (during probation.)

ORDER No. J. 1431-40—CTS. 52-21-2, DATED BANGALORE, 6TH SEPTEMBER 1921.

A question has been raised as to the pay which persons who have been posted as acting Special Magistrates have to draw and whether they are to be treated as on probation which would entitle them to a minimum pay of Rs. 150 instead of their usual pay plus an acting allowance of Rs. 30. Government are of opinion that though the appointment is declared acting, it should be considered as 'temporary' on probation. The responsibility of the Magistrate is the same whether he is acting or on probation, and as in the case of Munsiffs, these Special Magistrates should be given a minimum pay of Rs. 150 per mensem.

2. The cases which are pending shall be decided accordingly.

C. H. D. Y. Nani
for General Secy. to Govt.
②

To—The Comptroller to Government.

The Registrar, Chief Court of Mysore.

The District Magistrate, Bangalore, with reference to his letter No. J. C. 167 dated 19th July 1921.

The District Magistrates of other Districts.

PRESS TABLE.

Exd.—C. R.